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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

2004 FEB -6 A 11: 36

MARC SPITZER - Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON
KRISTIN K. MAYES

DOCKETED

FEB 06 2004

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY

[Signature]

IN THE MATTER OF COMPETITION IN THE
PROVISION OF ELECTRIC SERVICES
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. RE-00000C-94-0165

IN THE MATTER OF THE STRANDED COST
FILING AND REQUEST FOR A WAIVER OF
CERTAIN PORTIONS OF THE RULES FILED BY
MOHAVE ELECTRIC COOPERATIVE, INC.

DOCKET NO. E-01750A-98-0467

IN THE MATTER OF THE FILING BY MOHAVE
ELECTRIC COOPERATIVE, INC. OF UN-
BUNDLED AND STANDARD OFFER SERVICE
TARIFFS PURSUANT TO A.A.C. R14-2-1606

DOCKET NO. E-01750A-97-0701

IN THE MATTER OF THE STRANDED COST
FILING AND REQUEST FOR A WAIVER OF
CERTAIN PORTIONS OF THE RULES FILED BY
TRICO ELECTRIC COOPERATIVE, INC.

DOCKET NO. E-01461A-98-0466

IN THE MATTER OF THE FILING BY TRICO
ELECTRIC COOPERATIVE, INC. OF UN-
BUNDLED AND STANDARD OFFER SERVICE
TARIFFS PURSUANT TO A.A.C. R14-2-1606

DOCKET NO. E-01461A-97-0696

IN THE MATTER OF THE STRANDED COST
FILING AND REQUEST FOR A WAIVER OF
CERTAIN PORTIONS OF THE RULES FILED BY
GRAHAM COUNTY ELECTRIC COOPERATIVE,
INC.

DOCKET NO. E-01749A-98-0468

IN THE MATTER OF THE STRANDED COST
FILING AND REQUEST FOR A WAIVER OF
CERTAIN PORTIONS OF THE RULES FILED BY
DUNCAN VALLEY ELECTRIC COOPERATIVE,
INC.

DOCKET NO. E-01703A-98-0469

IN THE MATTER OF THE STRANDED COST
FILING AND REQUEST FOR A WAIVER OF
CERTAIN PORTIONS OF THE RULES FILED BY
SULPHUR SPRINGS VALLEY ELECTRIC
COOPERATIVE, INC.

DOCKET NO. E-01575A-98-0472

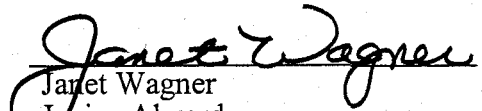
IN THE MATTER OF THE FILING BY SULPHUR
SPRINGS VALLEY ELECTRIC COOPERATIVE,
INC. OF UNBUNDLED AND STANDARD OFFER
SERVICE TARIFFS PURSUANT TO A.A.C. R1-4-2-
1606

DOCKET NO. E-01575A-97-0706

REQUEST FOR
OFFICIAL NOTICE

1 Arizona Corporation Commission Staff (Staff) hereby requests that the Hearing Division take
2 official notice of the Arizona Court of Appeals' opinion regarding the Commission's Electric
3 Competition Rules, filed January 27, 2004. See Phelps Dodge Corp. v. Ariz. Elec. Power
4 Cooperative, No. 1 CA-CV 01-0068, 2004 WL 117253 (Ariz.Ct.App. Jan 27, 2004). The opinion
5 may impact these proceedings directly because it addresses matters related to them. Because the
6 opinion has only recently been issued, it is too soon to know whether review will be sought by any
7 party, including the Commission. If review is sought and granted, the results of the case may
8 change. For all these reasons, Staff requests that the Hearing Division take notice of the opinion and
9 the fact that there may be future judicial proceedings related to it. In light of these circumstances,
10 Staff requests that these dockets continue to be stayed.

11 **RESPECTFULLY SUBMITTED** this 6th day of February, 2004.

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17 The original and twenty-nine (29) copies
18 of the foregoing were filed this
6 day of February, 2004 with:

19 Docket Control
Arizona Corporation Commission
20 1200 West Washington Street
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21 Copies of the foregoing were mailed
22 this 6 day of February, 2004 to:

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